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**FACSIMILE TRANSMITTAL**

**TO:**

Name: Mail Stop AF  
Group Art Unit 3733/Examiner James L. Swiger III

Firm: U.S. Patent & Trademark Office

Fax No.: 571-273-8300

Subject: U.S. Patent Application No. 10/675,820

Gary K. Michelson

Filed: September 30, 2003

DYNAMIC GUARD

Attorney Docket No. 101.0093-01000

Customer No. 22882

Confirmation No.: 6670

**FROM:**

Name: Thomas H. Martin, Esq.

Phone No.: 330-877-2277

No. of Pages (including this): 8

Date: April 20, 2007

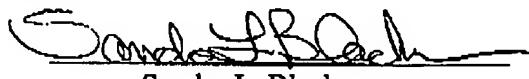
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**Message:**

**CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8**

I hereby certify that the attached Transmittal Form (in duplicate: \$500 Notice of Appeal fee), Notice of Appeal, and Pre-Appeal Brief Request for Review with Form PTO/SB/33 are being facsimile transmitted to the U.S. Patent and Trademark Office on April 20, 2007.



Sandra L. Blackmon

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FORM PTO-1083

Attorney Docket No.: 101.0093-01000  
Customer No. 22882

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re application of:  
Gary K. Michelson  
Serial No: 10/675,820  
Filed: September 30, 2003  
For: DYNAMIC GUARD

Confirmation No.: 6670  
Art Unit: 3733  
Examiner: James L. Swiger III

APR 20 2007

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Further to the Reply to Final Office Action submitted February 28, 2007 and the Advisory Action dated April 11, 2007, transmitted herewith is a Notice of Appeal in reply to the Final Office Action dated February 12, 2007 in the above-identified application.

- No additional fee is required.
- Applicant hereby requests a \*\*\*-month extension of time to respond to the above office action.
- Pre-Appeal Brief Request for Review and Form PTO/SB/33 are enclosed.
- The total amount of \$500.00 to cover the Notice of Appeal fee is to be charged to Deposit Account No. 50-3726.
- The Commissioner is hereby authorized to charge any deficiencies of fees associated with this communication or credit any overpayment to Deposit Account No. 50-3726. A copy of this sheet is enclosed.
  - Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims
  - Any patent application processing fees under 37 C.F.R. § 1.17

Respectfully submitted,

MARTIN &amp; FERRARO, LLP

Date: April 20, 2007

By:   
Thomas H. Martin  
Registration No. 34,383

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